

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

UNITED STATES OF AMERICA )  
v. ) No. 3:20-CR-010  
JEFFERY MORGAN SMITH )

## **MEMORANDUM AND ORDER**

Now before the Court is the defendant's motion to continue his November 17, 2020 trial date. [Doc. 27]. Defense counsel requests an unspecified continuance, explaining that the parties are close to reaching a plea agreement. According to the motion, the United States does not oppose the requested relief.

The Court finds that the ends of justice served by granting the motion outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). In light of the reasoning set forth by the defendant, the Court finds that the failure to grant the motion would deny the defense reasonable time necessary for effective trial preparation, should the parties' plea negotiations prove unsuccessful. 18 U.S.C. § 3161(h)(7)(B)(iv). The motion requires a delay in the proceedings. Therefore, all the time from the filing of the motion to the new trial date is excludable as provided by the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A).

The defendant's motion [doc. 27] is **GRANTED**. The trial of this criminal case is **CONTINUED** from November 17, 2020, to **Tuesday, January 26, 2021, at 9:00**

**a.m.** in Knoxville. The new plea cutoff date is January 4, 2021.

**IT IS SO ORDERED.**

ENTER:

s/ Leon Jordan  
United States District Judge